

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

TIMOTHY J. BLAIS,

Plaintiff,

vs

7:08-CV-1223

COMMISSIONER OF SOCIAL SECURITY
ADMINISTRATION,

Defendant.

APPEARANCES:

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OF COUNSEL:

SUSAN J. REISS, ESQ.

DAVID N. HURD
United States District Judge

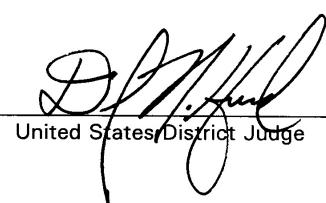
DECISION and ORDER

Plaintiff, Timothy J. Blais, filed this action in November 2008, seeking judicial review of the Commissioner of Social Security (“Commissioner”) decision pursuant to 42 U.S.C. §§ 405(g) and 1382(c)(3). By Report-Recommendation dated May 13, 2010, the Honorable Victor E. Bianchini, United States Magistrate Judge, recommended that the Commissioner’s decision denying disability benefits be remanded for further proceedings in accordance with the report-recommendation and pursuant to sentence four of 42 U.S.C. Section 405(g). No objections have been filed.

Based upon a careful review of the entire file and the recommendations of Magistrate Judge Bianchini, the Report-Recommendation is accepted and adopted in whole. See 28 U.S.C. 636(b)(1). Accordingly, it is

ORDERED that the Commissioner's decision denying disability benefits is REMANDED for further proceedings in accordance with the recommendation and pursuant to sentence four of 42 U.S.C. Section 405(g).

IT IS SO ORDERED.



United States District Judge

Dated: June 10, 2010
Utica, New York.